

AO 440 (Rev. 10/93) Summons in a Civil Action

UNITED STATES DISTRICT COURT

MIDDLE

District of

PENNSYLVANIA

ALLFIRST BANK
Plaintiff

V.

JOHN M. ORTENZIO
Defendant

SUMMONS IN A CIVIL CASE

CASE NUMBER: 1:01-CV-0786
Judge Rambo

TO: (Name and address of Defendant)
(SEE COMPLT.)

FILED
HARRISBURG, PA

JUN 04 2001

MARY E. D'ANDREA, CLERK
Per 
Deputy Clerk

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Lawrence J. Gebhardt
Michael D. Nord
Gebhardt and Smith LLP
The World Trade Cntr. 9th Floor
Baltimore, MD 21202
(410) 752-5830

an answer to the complaint which is herewith served upon you, within (20) Twenty days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

Mary E. D'Andrea, Clerk

CLERK

May 4, 2001

DATE


by DEPUTY CLERK George T. Gardner

WAIVER OF SERVICE OF SUMMONS

TO:

Lawrence J. Gebhardt

(Name of plaintiff's attorney or pro se plaintiff)

I acknowledge receipt of your request that I waive service of a summons in the action of Allfirst Bank vs. John M. Ortenzio, which is case number 1:01 CZ 0786 (Judge Rambo) in the United States District Court for the Middle District of Pennsylvania. I have also received a copy of the complaint in the action, two copies of this instrument, and a means by which I can return the signed waiver to you without cost to me.

I agree to save the cost of service of a summons and an additional copy of the complaint in this lawsuit by not requiring that I (or the entity on whose behalf I am acting) be served with judicial process in the manner provided by Rule 4.

I (or the entity on whose behalf I am acting) will retain all defenses or objections to the lawsuit or to the jurisdiction or venue of the court except for the objections based on a defect in the summons or in the service of the summons.

I understand that a judgment may be entered against me (or the party on whose behalf I am acting) if an answer or motion under Rule 12 is not served upon you within 60 days after 5/10/01 (date request was sent), or within 90 days after that date if the request was sent outside the United States.

John M. Ortenzio
by: James G. Wiles, attorney for Defendant

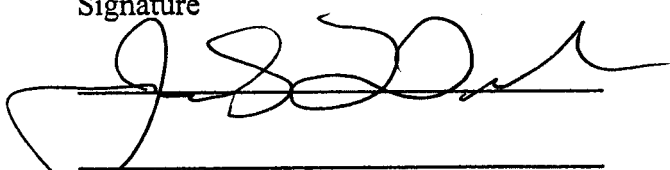
Date

Signature

Printed/Typed Name:

Title if any:

Address:


Blank Rome Comisky & McCauley LLP
One Logan Square
Philadelphia PA 19103

For Corporation, if any:

Representing defendant(s) if any: